

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 620-125

SCHULZE-LEFERT et al

C# M#

Serial No. 09/722,377

Group Art Unit: 1638

Filed: November 28, 2000

Examiner: Ibrahim, M.A.

Date: July 8, 2002

Title: POLYNUCLEOTIDE AND ITS USE FOR MODULATING A DEFENCE RESPONSE
IN PLANTSAssistant Commissioner for Patents
Washington, DC 20231

RECEIVED

JUL 11 2002

RECEIVED
JUL -9 2002
TECHNOLOGY CENTER 1700

TECH CENTER 1600/2900

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Fees are attached as calculated below:

| | | | | |
|--|----|----------------------|---|------------|
| Total effective claims after amendment | 0 | minus highest number | | |
| previously paid for | 20 | (at least 20) = | 0 | x \$ 18.00 |
| | | | | \$ 0.00 |

| | | | | |
|------------------------------------|---|----------------------|---|------------|
| Independent claims after amendment | 0 | minus highest number | | |
| previously paid for | 3 | (at least 3) = | 0 | x \$ 84.00 |
| | | | | \$ 0.00 |

| | |
|--|---------|
| If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) | \$ 0.00 |
|--|---------|

| | |
|--|---------|
| Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months) | \$ 0.00 |
|--|---------|

| | |
|---|---------|
| Terminal disclaimer enclosed, add \$ 110.00 | \$ 0.00 |
|---|---------|

| | |
|---|---------|
| <input type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$740.00) | \$ 0.00 |
|---|---------|

| | |
|--|--|
| <input type="checkbox"/> Please enter the previously unentered , filed | |
|--|--|

| | |
|--|--|
| <input type="checkbox"/> Submission attached | |
|--|--|

| | |
|-----------------|----------------|
| Subtotal | \$ 0.00 |
|-----------------|----------------|

| | |
|---|----------|
| If "small entity," then enter half (1/2) of subtotal and subtract | -\$ 0.00 |
|---|----------|

| | |
|--|---|
| <input type="checkbox"/> Applicant claims "small entity" status. | <input type="checkbox"/> Statement filed herewith |
|--|---|

| | |
|--|---------|
| Rule 56 Information Disclosure Statement Filing Fee (\$180.00) | \$ 0.00 |
|--|---------|

| | |
|------------------------------------|---------|
| Assignment Recording Fee (\$40.00) | \$ 0.00 |
|------------------------------------|---------|

| | |
|--------|------|
| Other: | 0.00 |
|--------|------|

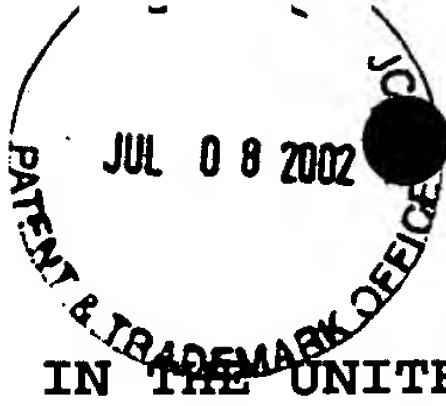
| | |
|---------------------------|----------------|
| TOTAL FEE ENCLOSED | \$ 0.00 |
|---------------------------|----------------|

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
MJW:tat

NIXON & VANDERHYE P.C.
By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

SCHULZE-LEFERT et al

Atty. Ref.: 620-125

Serial No.: 09/722,377

Group Art Unit: 1638

Filed: November 28, 2000

Examiner: Ibrahim, M.A.

For: POLYNUCLEOTIDE AND ITS USE FOR MODULATING A DEFENCE
RESPONSE IN PLANTS

* * * * *

July 8, 2002

RESPONSE

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

This is in response to the Office Action dated June 6,
2002, in the above.

In response to the Examiner's requirement for
restriction, Applicants elect the subject matter of Group I
(claims 74-85) for prosecution in this application. As
regards the Examiner's further requirement for election of
one of (A) or (B), Applicants elect (A) (SEQ ID NO:1 or a
sequence encoding SEQ ID NO:2).

#13
4/12/02
RECEIVED
JUL 11 2002
TECH CENTER 1600/2300

RECEIVED
JUL -9 2002
TECHNOLOGY CENTER 1700

An early and favorable Action on the merits is
requested.

Respectfully submitted,

NIXON & VANDERHYE, P.C.

By Mary J. Wilson
Mary J. Wilson
Reg. No. 32,955

MJW:tat

1100 North Glebe Road
8th Floor
Arlington, Virginia 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100